



**UNITED STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT**

717 MADISON PLACE, N.W.  
WASHINGTON, D.C. 20439

JARRETT B. PERLOW  
CLERK OF COURT

CLERK'S OFFICE  
202-275-8000

October 7, 2025

2025-1355 - Heron Therapeutics, Inc. v. Fresenius Kabi USA, LLC

**NOTICE OF NON-COMPLIANCE**

The documents Confidential Appendix, Nonconfidential Appendix submitted by Fresenius Kabi USA, LLC are not in compliance with the rules of this court. Within five business days from the date of this notice, please submit corrected versions of these documents correcting the following:

Both Versions

- The table of contents is incomplete. Fed. Cir. R. 30(a)(6) (appendix).

Nonconfidential Version

- The nonconfidential version must describe the general nature of the confidential material that has been deleted, with applicable page numbers, in the table of contents, or in the introductory paragraph of the document if it does not contain a table of contents. Fed. Cir. R. 25.1(e)(1)(B). Refer to the Practice Notes to Rule 25.1 (Describing the General Nature of Confidential Material Deleted from the Nonconfidential Version).

Confidential Version

- Confidential material must be identified by using brackets or highlighting. Fed. Cir. R. 25.1(e)(1)(A). Refer to the Practice Notes to Rule 25.1 (Noting Confidential Material in the Confidential Version; Record Material That Exists in Two Versions).
- No material may be marked confidential in a filing except to the extent authorized under Fed. Cir. R. 25.1(d).

*[Clerk's note: Certain pages, such as Appx3122, are highlighted in the confidential version but not redacted in the nonconfidential version.]*

\* \* \*

If applicable, the deadline for the next or responsive submission is computed from the original submission date, not the submission date of the corrected version.

When filing the corrected document, please include the word "Corrected" in the document title or on the cover. See Fed. Cir. R. 25(c)(4) and Fed. Cir. R. 25(i) for information concerning corrected filings.

A party's failure to timely file a corrected document curing all defects identified on this notice may result in the original document being stricken from the docket. An appellant's failure to cure a defective filing may also result in the dismissal of the appeal pursuant to Fed. Cir. R. 45(a).

FOR THE COURT



Jarrett B. Perlow  
Clerk of Court

By: J. Phillips, Deputy Clerk